

Mar 29, 2022

ANGELA E. NOBLE
CLERK U.S. DIST. CT.
S.D. OF FLA. - MIAMI

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 22-80037-CR-CANNON/REINHART

18 U.S.C. § 1015(e)

18 U.S.C. § 1542

18 U.S.C. § 1028A(a)(1)

18 U.S.C. § 982(a)(6)

UNITED STATES OF AMERICA

vs.

ALEXIS ENRIQUE TORRES MERCADO,

Defendant.

INDICTMENT

The Grand Jury charges that:

COUNT 1

**Making a False Claim to United States Citizenship
(18 U.S.C. § 1015(e))**

On or about August 22, 2018, in Palm Beach County, in the Southern District of Florida,
the defendant,

ALEXIS ENRIQUE TORRES MERCADO,

an alien, did knowingly make a false statement and claim that he was a citizen of the United States, with the intent to obtain on behalf of himself a State benefit, in that the defendant affirmed that his name was "L.V.," and that he was born in the State of New York, as proof of his identity and citizenship, to induce and secure the issuance of a State of Florida Driver License, in violation of Title 18, United States Code, Section 1015(e).

COUNT 2
Making a False Statement in a Passport Application
(18 U.S.C. § 1542)

On or about March 19, 2020, in Palm Beach County, in the Southern District of Florida,
the defendant,

ALEXIS ENRIQUE TORRES MERCADO,

did willfully and knowingly make a false statement in an application for a passport with the intent to induce and secure the issuance of a passport under the authority of the United States for his own use, contrary to the laws regulating the issuance of passports and the rules prescribed pursuant to such laws, in that the defendant represented that his name was "L.V." when in truth and in fact, and as the defendant then and there well knew, his name was not "L.V.," in violation of Title 18, United States Code, Section 1542.

COUNT 3
Aggravated Identity Theft
(18 U.S.C. § 1028A(a)(1))

On or about March 19, 2020, in Palm Beach County, in the Southern District of Florida,
the defendant,

ALEXIS ENRIQUE TORRES MERCADO,

during and in relation to a felony violation of Title 18, United States Code, Section 1542, that is, willfully and knowingly making a false statement in an application for a passport with the intent to induce and secure the issuance of a passport under the authority of the United States for his own use, contrary to the laws regulating the issuance of passports and the rules prescribed pursuant to such laws, in that the defendant represented that his name was "L.V." when in truth and in fact, and as the defendant then and there well knew, his name was not "L.V.," as charged in Count 2, did knowingly transfer, possess, and use, without lawful authority, the means of identification of

another person, that is, the name, date of birth, and social security number of "L.V.," in violation of Title 18, United States Code, Sections 1028A(a)(1).

FORFEITURE ALLEGATION

1. The allegations of this Indictment are hereby re-alleged and by this reference fully incorporated herein for the purpose of alleging forfeiture to the United States of America of certain property in which the defendant, **ALEXIS ENRIQUE TORRES MERCADO**, has an interest.

2. Upon conviction of a violation of Title 18, United States Code, Section 1542, as alleged in this Indictment, the defendant shall forfeit to the United States, pursuant to Title 18, United States Code, Section 982(a)(6):

- a) any conveyance, including any vessel, vehicle, or aircraft used in the commission of such offense;
- b) any property, real or personal, that constitutes, or is derived from, or is traceable to any proceeds obtained, directly or indirectly, from the commission of such offense; and
- c) Any property, real or personal, that used to facilitate, or intended to be used to facilitate, the commission of such offense.

[THIS PORTION IS LEFT INTENTIONALLY BLANK]

All pursuant to Title 18, United States Code, Section 982(a)(6), and the procedures set forth at Title 21, United States Code, Section 853, as incorporated by Title 18, United States Code, Section 982(b)(1).

A TRUE BILL



JUAN ANTONIO GONZALEZ
UNITED STATES ATTORNEY

FOREPERSON



MICHAEL A. AUGUSTIN
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

CASE NO. _____

v.

Alexis Enrique Torres Mercado,

CERTIFICATE OF TRIAL ATTORNEY*

Superseding Case Information:

Defendant. /

Court Division: (Select One)

☐ Miami ☐ Key West ☐ FTL
☒ WPB ☐ FTP
New defendant(s) ☐ Yes ☐ No

Number of new defendants _____

Total number of counts _____

- I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
- I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) Yes

List language and/or dialect _____

4. This case will take 2-3 days for the parties to try.

5. Please check appropriate category and type of offense listed below:

(Check only one)

| | | |
|-----|------------------|-------------------------------------|
| I | 0 to 5 days | <input checked="" type="checkbox"/> |
| II | 6 to 10 days | <input type="checkbox"/> |
| III | 11 to 20 days | <input type="checkbox"/> |
| IV | 21 to 60 days | <input type="checkbox"/> |
| V | 61 days and over | <input type="checkbox"/> |

(Check only one)

| | |
|-------------|-------------------------------------|
| Petty | <input type="checkbox"/> |
| Minor | <input type="checkbox"/> |
| Misdemeanor | <input type="checkbox"/> |
| Felony | <input checked="" type="checkbox"/> |

6. Has this case previously been filed in this District Court? (Yes or No) No

If yes: Judge _____ Case No. _____

(Attach copy of dispositive order)

Has a complaint been filed in this matter? (Yes or No) No

If yes: Magistrate Case No. _____

Related miscellaneous numbers: _____

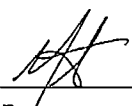
Defendant(s) in federal custody as of _____

Defendant(s) in state custody as of _____

Rule 20 from the District of _____

Is this a potential death penalty case? (Yes or No) No

- Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to August 9, 2013 (Mag. Judge Alicia O. Valle)? (Yes or No) No
- Does this case originate from a matter pending in the Northern Region of the U.S. Attorney's Office prior to August 8, 2014 (Mag. Judge Shaniek Maynard)? (Yes or No) No
- Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to October 3, 2019 (Mag. Judge Jared Strauss)? (Yes or No) No


 Michael A. Augustin

Assistant United States Attorney

Court ID No. A5502702

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Defendant's Name: ALEXIS ENRIQUE TORRES MERCADO

Case No: _____

Count #: 1

Making a False Claim to United States Citizenship

Title 18, United States Code, Section 1015(e)

*Max. Penalty: 5 years' imprisonment

Count #: 2

False Statement in a Passport Application

Title 18, United States Code, Section 1542

* Max. Penalty: 10 years' imprisonment

Count #: 3

Aggravated Identity Theft

Title 18, United States Code, Section 1028A(a)(1)

*Max. Penalty: 2 years' imprisonment consecutive to any other sentence

***Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**